

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

THERESA HESS and WILLIAM HESS, individually
and as next friends and guardians of B.H., a minor,

Plaintiff

v.

BUMBO INTERNATIONAL TRUST F/K/A JONIBACH
MANAGEMENT TRUST, and TARGET CORP.

Defendant

Civil Action No. 6:12-CV-40

ORIGINAL

United States Courts
Southern District of Texas
FILED

SEP 20 2012

David J. Bradley
Clerk of Court

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Target Corporation
C.T. Corporation System
350 N. St. Paul Street, Suite 2900
Dallas, TX 75201.

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

M. Ross Cunningham
ROSE WALKER, L.L.P.
3500 Maple Ave., Suite 900
Dallas, TX 75219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DAVID J. BRADLEY, Clerk of Court
CLERK OF COURT

Date: SEP 10 2012



Signature of Clerk or Deputy Clerk

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Civil Action No. 6:12-CV-40

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT
Southern District of Texas

Case Number: 6:12-CV-00040

Plaintiff:

**THERESA HESS AND WILLIAM HESS, Individually and as next
friends and guardians of B.H., a minor**

vs.

Defendant:

**BUMBO INTERNATIONAL TRUST F/K/A JONIBACH MANAGEMENT
TRUST, AND TARGET CORP.**

For:

M. Ross Cunningham
3500 Maple Avenue
Suite 900
Dallas, TX 75219

Received by On Time Process Service on the 14th day of September, 2012 at 8:00 am to be served on **Target Corporation, c/o C T Corporation System, 350 North Saint Paul Street, Suite 2900, Dallas, TX 75201.**

I, Barry Gumm, being duly sworn, depose and say that on the **14th day of September, 2012 at 2:05 pm, I:**

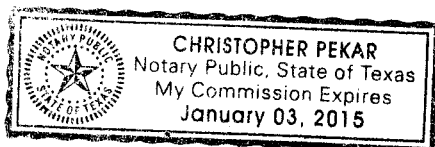
Executed service by delivering a true copy of the **Summons in a Civil Action, Plaintiff's Original Complaint**, to: **Sandy Galicia as Authorized Agent For C T Corporation System** at the address of: **350 North Saint Paul Street, Suite 2900, Dallas, TX 75201**, who is authorized to accept service for **Target Corporation**, and informed said person of the contents therein, in compliance with state statutes.

"I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. I have personal knowledge of the facts set forth in this affidavit, and they are true and correct."

Subscribed and Sworn to before me on the 18th day
of September, 2012 by the affiant who is personally
known to me.

Christopher Pekar

NOTARY PUBLIC



Barry Gumm

Barry Gumm
SCH 6699 Expires 4/30/2013

On Time Process Service
1700 Pacific Ave
Suite 1040
Dallas, TX 75201
(214) 740-9999
Our Job Serial Number: **ONT-2012002716**
Ref: 492.0002

